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MINISTRY OF LAW

New Delhi, the 4th March, 1954

The following President's Act is published for general information:—

THE PATIALA AND EAST PUNJAB STATES UNION
RULES OF EXECUTIVE BUSINESS (VALIDATION)
ACT, 1954

No. 6 OF 1954

[4th March 1954]

An Act to remove doubts as to the validity of the Rules of Executive Business of the Government of Patiala and East Punjab States Union and to validate action taken thereunder.

In exercise of the powers conferred by section 3 of the Patiala and East Punjab States Union Legislature (Delegation of Powers) Act, 1953 (22 of 1953), the President is pleased to enact as follows:—

1. Short title.—This Act may be called the Patiala and East Punjab States Union Rules of Executive Business (Validation) Act, 1954.

2. Definitions.—In this Act,—

(a) 'Proclamation' means the Proclamation issued on the fourth day of March, 1953 by the President under clause (1) of article 356 of the Constitution;

(b) 'Order' means the Order made on the fourth day of March, 1953, by the President in pursuance of sub-clause (i) of clause (c) of the Proclamation.

3. Validation.—Notwithstanding anything contained in the Order and notwithstanding any defect in the making of the Rules of Executive Business of the Government of Patiala and East Punjab States

Union dated the twenty-sixth day of September, 1953, and of the amendment thereto dated the twenty-sixth day of November, 1953—

(a) the said Rules and amendment shall be as valid and effectual for all purposes as if they had been duly made on the fifth day of March, 1953, and the twenty-sixth day of November, 1953, respectively, by the President in exercise of the powers assumed to himself by the Proclamation and of all other powers enabling him in that behalf; and

(b) any thing done or any action taken (including any Order made or instrument executed) in accordance with the said Rules or amendment shall not be called in question in any proceeding before any court or other authority merely on the ground that the said Rules or amendment had not been validly made or were or was not in force on the date on which such thing was done or such action was taken.

RAJENDRA PRASAD,
President.

G. R. RAJAGOPAUL,
Joint Secy. and Draftsman to the Govt. of India.

Reasons for the enactment

The President's Proclamation of the 4th March, 1953 assuming to himself the administration of the Patiala and East Punjab States Union also suspended the operation of article 166(3) of the Constitution. Consequently the 'Rules' in force in the State prior to 4th March, 1953 for the conduct of the executive business of the State also ceased to operate. The Adviser to His Highness the Rajpramukh framed new Rules of Business in the name of the President and these were issued on the 26th September, 1953 duly authenticated by the Chief Secretary to the Patiala and East Punjab States Union Government. Certain doubts have been expressed regarding the validity of these rules and it is essential to clear these doubts. The present Bill validates the Rules of Business and gives them retrospective effect.

2. The Parliamentary Committee constituted under the Patiala and East Punjab States Union (Delegation of Powers) Act, 1953, has approved the enactment of this measure.

C. S. VENKATACHAR,
Secy. to the Govt. of India,
Ministry of States.